



RCE/1621
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Patent
Customer No. 22428
Atty. Dkt. No. 67242/107

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Fumihiko WATANABE et al.
Title: SULFONATED AMINO ACID DERIVATIVES AND
METALLOPROTEINASE INHIBITORS
CONTAINING THE SAME
Appl. No.: 09/120,383
Appl. Filing Date: 07/22/1998
Examiner: Samuel Barts
Art Unit: 1621

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

☒ Please enter and consider each amendment/reply previously filed December 17, 2002 (Watanabe Amendment and Remarks), and January 10, 2003 (Watanabe Second Amendment and Remarks), which were entered in-part

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(just claims 34-35) by the Decision on Expedited Preliminary Motions dated February 20, 2003 (Paper 46 at 2).

☒ Information Disclosure Statement (2 pages).

b. Enclosed are:

☒ Form PTO/SB/08 (1 page) with copies of A1-A4 and B1-B53, the listed references.

☒ Copy of European Search Report in EP 97 90 0747 (9 pages).

Miscellaneous:

☒ Claims 33-36 were moved to be added during the interference. The motion to add claims 34-35 was granted. Paper 46 at 2. The motion to add claims 33 and 36 was denied. Paper 46 at 2.

☒ As a result, claims 26-32 and 34-35 should be pending. MPEP § 2364.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$770.00	= \$770.00
Total Claims:	9	- 25	= 0	x \$18.00	= \$0.00
Independents	3	- 18	= 0	x \$86.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$290.00	= \$0.00
CLAIMS FEE TOTAL:					= \$770.00

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$420.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$950.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,480.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,010.00		\$0.00
	EXTENSION FEE SUBTOTAL:			\$0.00
	EXTENSION FEE ALREADY PAID: -			\$0.00
	EXTENSION FEE TOTAL			\$0.00
	CLAIMS AND EXTENSION FEE TOTAL:			\$770.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
	TOTAL FEE:			\$770.00

☒ A check in the amount of \$770.00 to cover the filing fee is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 2/5/4

FOLEY & LARDNER

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